

EXHIBIT A

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA
CRIMINAL DIVISION
VENUE: SAN FRANCISCO

FILED
07 DEC -4 PM 1:39
RICHARD W. FIERKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

v.

ELY SAU CHAPAS-AGUILERA
a/k/a Elisau Chapas-Aguilar

E-filing

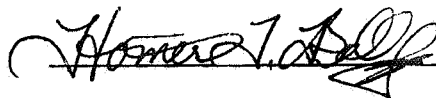
WHA

DEFENDANT.

INDICTMENT

8 U.S.C. § 1326 - Illegal Reentry Following Deportation

A true bill.



Foreman

Filed in open court this 4 day of

Dec, 2007


Brenda Tolbert
Clerk



Bail, \$


MARIA-ELENA JAMES

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURTBY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT
☐ SUPERSEDING**OFFENSE CHARGED**8 U.S.C., Section 1326 - Illegal
Reentry by an Alien After
Deportation (Class C Felony)☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony

E-filing

PENALTY:Maximum Prison Term of Twenty Years;
Maximum Fine \$250,000;
Maximum Term of Supervised Release of Three Years;
Mandatory Special Assessment of \$100.**PROCEEDING**Name of Complainant Agency, or Person (& Title, if any)
Department of Homeland Security/Immigration Customs Enforcement☐ person is awaiting trial in another Federal or State
Court, give name of court☐ this person/proceeding is transferred from another
district per (circle one) FRCrP 20, 21 or 40. Show
District☐ this is a reprosecution of
charges previously dismissed
which were dismissed on
motion of:☐ U.S. Att'y ☐ Defense☐ this prosecution relates to a
pending case involving this same
defendant☒ prior proceedings or appearance(s)
before U.S. Magistrate regarding
this defendant were recorded underSHOW
DOCKET NO.MAGISTRATE
CASE NO.

07-70697

Name and Office of Person
Furnishing Information on
THIS FORM

SCOTT N. SCHOOLS

☒ U.S. Att'y ☐ Other U.S. AgencyName of Asst. U.S. Att'y
(if assigned)

ALBERT B. SAMBAT

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA

DEFENDANT: ELY SAU CHAPAS-AGUILERA

ELY SAU CHAPAS-AGUILERA a/k/a Ely Chapas-Aguilar

DISTRICT COURT NUMBER

CR 07

0763WHA

DEFENDANT**IS NOT IN CUSTODY**

- 1) ☐ Has not been arrested, pending outcome this proceeding.
If not detained give date any prior summons
was served on above charges
- 2) ☐ Is a Fugitive
- 3) ☐ Is on Bail or Release from (show District)

NORTHERN DISTRICT OF CALIFORNIA

IS IN CUSTODY

- 4) ☒ On this charge
- 5) ☐ On another conviction
- 6) ☐ Awaiting trial on other charges } ☒ Fed'l ☐ State
- If answer to (6) is "Yes", show name of institution

Has detainer
been filed?☐ Yes
☐ NoIf "Yes"
give date
filedDATE OF
ARREST

Month/Day/Year

11/19/2007

Or... If Arresting Agency & Warrant were not

DATE TRANSFERRED
TO U.S. CUSTODY

Month/Day/Year

☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☐ SUMMONS ☒ NO PROCESS*☐ WARRANT Bail Amount: No Bail

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

*Where defendant previously apprehended on complaint, no new summons
or warrant needed, when Magistrate has scheduled arraignment

Date Time:

Before Judge:

Comments:

1 SCOTT N. SCHOOLS (SCBN 9990)
 2 United States Attorney

3
 4 E-filing

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 7
 8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO DIVISION

WHA

11
 12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 ELY SAU CHAPAS-AGUILERA,
 16 a/k/a Elisau Chapas-Aguilar,

17 Defendant.
 18
 19

No.

VIOLATION: 8 U.S.C. § 1326 – Illegal
 Reentry Following Deportation

SAN FRANCISCO VENUE

20 INDICTMENT

21 The Grand Jury charges:

22 On or about February 14, 2007, March 9, 2005, July 9, 2004, September 10, 2003,
 23 February 26, 2003, and February 6, 2002, the defendant,

24 ELY SAU CHAPAS-AGUILERA,
 25 a/k/a Elisau Chapas-Aguilar,

26 an alien, was excluded, deported and removed from the United States, and thereafter, on or about
 27 November 19, 2007, was found in the Northern District of California, the Attorney General of the
 28 United States and the Secretary of Homeland Security not having expressly consented to a re-

INDICTMENT

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 RICHARD W. WIEKING
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CR 07

07:3

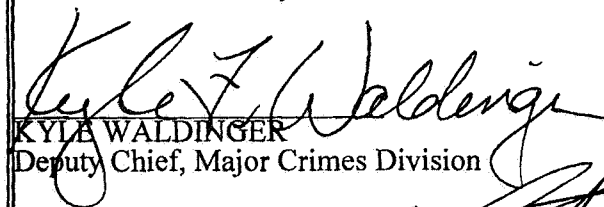
1 application by the defendant for admission into the United States, in violation of Title 8, United
2 States Code, Section 1326.

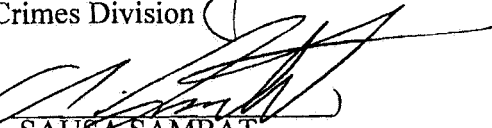
3
4 DATED: December 4, 2007

A TRUE BILL.

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6 
FOREPERSON

7 SCOTT N. SCHOOLS
8 United States Attorney

9 
10 KYLE WALDINGER
11 Deputy Chief, Major Crimes Division

12 (Approved as to form: )

SAUSA SAMBAT

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INDICTMENT